

Tim Hiller

From: Seth Andrews <sandrews@kennethhiller.com>
Sent: Tuesday, May 12, 2015 5:36 PM
To: 'Tim Hiller'
Subject: FW: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

Seth Andrews

Attorney



6000 N Bailey Ave, Suite 1A
Amherst, NY 14226
Tel: (716)564-3288
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From: Todd E. Houslanger, Esquire [mailto:TEH@Toddlaw.com]
Sent: Thursday, May 07, 2015 4:43 PM
To: 'Seth Andrews'
Subject: RE: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

That is the assignment. This was for a pool of matters in which your client was included.
This how they did things at the time of the assignment.

Your client was notified of the assignment and the assignee in our demand letter to him when we initially received the matter.

We would like to get some closure to this matter.

Please be advised that I shall be away from the office on vacation from tomorrow until May 19, 2014.

I hope we can resolve it upon my return. Thanks.

Regards,

Todd

Todd E. Houslanger, Esquire
HOUSLANGER & ASSOCIATES, PLLC
372 New York Avenue
Huntington, New York 11743
631-427-1140
TEH@TODDLAW.COM

From: Seth Andrews [<mailto:sandrews@kennethhiller.com>]
Sent: Wednesday, April 22, 2015 1:43 PM
To: TEH@Toddlaw.com
Subject: RE: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

Todd,

I am in receipt of the attached bill of sales, none of which mention Centurion Capital Corp. nor identify the alleged judgment against my client.

-Seth

Seth Andrews
Attorney
<< OLE Object: Picture (Device Independent Bitmap) >>
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From: Todd E. Houslanger, Esquire [<mailto:TEH@Toddlaw.com>]

Sent: Monday, April 20, 2015 5:16 PM

To: 'Seth Andrews'

Subject: RE: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

Seth,

I thought I forwarded this to you previously, but upon review, I see that I had not. I apologize. Please see the attached presently.

Kindly contact me after your review so we may resolve this matter.

Much appreciated,

Todd

<< File: Chain of Title - Great Seneca to Palisades Acquisition XVI, LLC >>

Todd E. Houslanger, Esquire
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372 New York Avenue
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TEH@TODDLAW.COM

From: Seth Andrews [<mailto:sandrews@kennethhiller.com>]

Sent: Monday, March 23, 2015 12:12 PM

To: TEH@Toddlaw.com

Subject: RE: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

Todd,

Thank you for the various cases that you provided in your email. However, in order for us to properly evaluate Defendants' liability, we need to examine the alleged assignment of judgment. Please forward this to me at your earliest convenience.

-Seth

Seth Andrews
Attorney
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From: Todd E. Houslanger, Esquire [<mailto:TEH@Toddlaw.com>]
Sent: Wednesday, March 04, 2015 6:43 PM
To: sandrews@kennethhiller.com
Subject: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

Seth,

Thanks for returning the call. My prior e-mail is below. please let me know you received this so I know I am sending it to the correct e-mail.

This shall confirm that Defendants time to answer or otherwise move in this matter shall be extended until 20 days after you advise that we are unable to resolve this matter by settlement. It my earnest objective to resolve this expeditiously and fairly.

In the Strobel matter , the court states that: Moreover, relevant case law suggests that a technical failure to comply with the requirements of Section 5019(c) does not invalidate the assignment. See Musah v. Houslanger & Assocs., PLLC ("Musah I"), No. 12-CV-3207, 2012 WL 5835293, at *3 (S.D.N.Y. Nov. 16, 2012) ("[S]ection 5019(c) does not require assignments to be recorded in order for those assignments to be deemed valid, and the assignee of a judgment may attempt to enforce that judgment and collect from the debtor even if the filing requirement of 5019(c) has not been satisfied." (internal quotation marks and citation omitted)).

I have attached the NY Court of Appeals decision in Tri- City for your review as well.

In Musah, (attached below), the Court relied upon the Second Circuit Decision in Law Research Sev., Inc v Martin Lutz Appellate Printers, Inc., 492 F2d 836, 840 (2d Cir 1974).

Regarding your client, Mr. McCrobie, I sent him a notice advising him that our client is the assignee and providing him with the statutory notice under CPLR 5222(e), providing him with actual notice. Furthermore, the court file reflects that the undersigned filed a consent to change attorney and that our client, Palisades Acquisition XVI, LLC, is the successor (assignee) of the plaintiff.

Given the above, we feel that your FDCPA claim is unwarranted, improper and frivolous and ask that it be withdrawn.

In the spirit of good faith, we have not yet made a motion for the above. We would like to resolve this amicably as in the past. Our client would be willing to return all sums received from the income execution to date, \$572.45. We will further stipulate to vacate the judgment and discontinue the matter and will provide you with a modest settlement to cover your costs. In exchange, we would expect you to withdraw the complaint with prejudice and provide our client and firm with a general release from your client.

Thanks,

Todd

<< File: Strobel v RJM Acquisition EDNY 2-6-2014 - citing Musah - complaint dismissed.docx >>

<< File: TRI CITY ROOFERS v Northeastern Indus Park 61 NY 2d 779 (1984).docx >>

<< File: musah decision.pdf >>

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TEH@TODDLAW.COM

From: Todd E. Houslanger, Esquire [<mailto:TEH@Toddlaw.com>]

Sent: Wednesday, February 25, 2015 7:28 PM

To: Seth Andrews (sandrews@kennethhiller.com)

Subject: Christopher McCrobie v Palisades and Houslanger - WDNY 15CV 018 - H&A file # 168100

Dear Seth,

Please give me a call to discuss the aforementioned matter.

Thanks,

Todd

Todd E. Houslanger, Esquire
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